



QUEENS COUNTY DISTRICT ATTORNEY
125-01 QUEENS BOULEVARD
KEW GARDENS, NEW YORK 11415-1568

MELINDA KATZ
DISTRICT ATTORNEY

WWW. QUEENSDA.ORG
718.286.6000

The following information is provided pursuant to the People's obligations under CPL §245.20(k) and is obtained from the files of the Queens County District Attorney's Office as well as from data maintained by the New York City Police Department. Additionally, in a spirit of full disclosure consistent with our obligations under CPL §§245.20(7) and 245.55, additional material obtained from non-law enforcement sources may also be included below. The fact that this additional information is hereby disclosed is not to be taken as a concession that its disclosure is compelled under CPL Article 245.

The information below pertains to **MOS Wilfredo Otero Tax No. 961048** whom the People intend to call as a witness in the above captioned hearing/trial:

NYPD Disciplinary Information:

THE PEOPLE ARE AWARE OF THE FOLLOWING SUBSTANTIATED, UNSUBSTANTIATED, OR PENDING DISCIPLINARY ALLEGATIONS, OR LAB NON-CONFORMANCES ALLEGATIONS AGAINST THIS OFFICER:

1. Disclosure

Date: 07/11/2018
IAB LOG # : 18-26467
ICMT CASE # : M18-1976
REFERRED TO : 164 - PATROL BOROUGH BKLYN SOUTH
ALLEGATION : 1. PROFILING -RACE/COLOR/ETHNICITY/NATIONAL-(UNSUBSTANTIATED)
CLOSED DATE : 2018-08-14
ACTION TAKEN : NO ACTION TAKEN

2. Disclosure

Date: 02/27/2020
IAB LOG # : 20-5709
ICMT CASE # : OG20-2877
REFERRED TO : 114 - 114TH PRECINCT
ALLEGATION : 1. FAIL TO RESPOND IN A TIMELY MANNER - TO 911 JOB-(UNSUBSTANTIATED)
CLOSED DATE : 2020-03-25
ACTION TAKEN : NO ACTION TAKEN

3. Disclosure

Date: 11/02/2021
IAB LOG # : 21-24450
ICMT CASE # : M21-1624
REFERRED TO : 169 - PATROL BORO QUEENS NORTH
ALLEGATION : 1. DOMESTIC INCIDENT – VERBAL DISPUTE-(SUBSTANTIATED)
ALLEGATION : 2. DOMESTIC INCIDENT – ALLEGED TO COMMIT – ASSAULT-(SUBSTANTIATED)
ALLEGATION : 3. FAIL TO NOTIFY – DUTY CAPTAIN/OPERATIONS-(SUBSTANTIATED)
ALLEGATION : 4. FAIL TO SAFEGUARD DEPT EQUIPMENT - PARKING PERMIT – RESTRICTED USE-(SUBSTANTIATED)

ALLEGATION : 5. FRATERNIZE – NON MOS-(SUBSTANTIATED)
ALLEGATION : 6. FAIL TO SAFEGUARD DEPT EQUIPMENT – FIREARM-(SUBSTANTIATED)
ALLEGATION : 7. DOMESTIC INCIDENT – ALLEGED TO COMMIT – OTHER-(SUBSTANTIATED)
CLOSED DATE : 2022-06-02
ACTION TAKEN : CHARGES AND SPECIFICATIONS

4. Disclosure

Date: 9/02/2022

CHARGES AND SPECIFICATIONS

DADS #2021-24247-1

1.SAID POLICE OFFICER WILFREDO OTERO, WHILE OFF-DUTY AND ASSIGNED TO THE 114TH PRECINCT, ON OR ABOUT OCTOBER 29, 2021, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID POLICE OFFICER ENGAGED IN A VERBAL DISPUTE WITH A PERSON KNOWN TO THE DEPARTMENT

2. SAID POLICE OFFICER WILFREDO OTERO, WHILE OFF-DUTY AND ASSIGNED TO THE 114TH PRECINCT, ON OR ABOUT OCTOBER 29, 2021, ENGAGED IN CONDUCTPREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID POLICE OFFICER PLACE AN INDIVIDUAL KNOWN TO THE DEPARTMENT INTO A "BEAR HUG" AND PLACED A CHAIR IN FRONT OF THE DOOR IN ORDER TO PREVENT HER FROM LEAVING DURING A VERBAL DISPUTE.

3 SAID POLICE OFFICER WILFREDO OTERO, WHILE OFF-DUTY AND ASSIGNED TO THE 114TH PRECINCT, ON OR ABOUT OCTOBER 29, 2021, FAILED TO SAFEGUARD HIS OFF-DUTY FIREARM, IN THAT HE LEFT HIS FIREARM IMPROPERLY SECURED IN THE CLOSET.

4. SAID POLICE OFFICER WILFREDO OTERO, WHILE OFF-DUTY AND ASSIGNED TO THE 114TH PRECINCT, ON OR ABOUT JUNE 9, 2021, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID POLICE OFFICER ENGAGED IN A VERBAL DISPUTE AND PHYSICAL ALTERCATION WITH A PERSON KNOWN TO THE DEPARTMENT, RESULTING IN AN INJURY TO HER BUTTOCKS/UPPER THIGH.

*DISPOSITION: 1.PLEADED GUILTY. 2. PLEADED GUILTY. 3. PLEADED GUILTY. 4. PLEADED GUILTY

COUNSELING 1.00 - IT IS RECOMMENDED THAT THE RESPONDENT COMPLY WITH, AND COMPLETE, ANY AND ALL COUNSELING PROGRAMS AS DETERMINED BY THE DEPARTMENT. DISMISSAL PROBATION 12.00 - IT IS RECOMMENDED THAT THE RESPONDENT BE DISMISSED FROM THE NEW YORK CITY POLICE DEPARTMENT; BUT THAT THE DISMISSAL BE HELD IN ABEYANCE FOR A PERIOD OF ONE YEAR, PURSUANT TO SECTION 14-115(D) OF THE ADMINISTRATIVE CODE, DURING WHICH TIME THE RESPONDENT IS TO REMAIN ON THE FORCE AT THE POLICE COMMISSIONERS DISCRETION AND MAY BE TERMINATED AT ANY TIME WITHOUT FURTHER PROCEEDINGS. PRE-TRIAL SUSPENSION DAYS 31.00 - IT IS RECOMMENDED THAT THE RESPONDENT FORFEIT ALL DAYS ALREADY SERVED ON PRE-TRIAL SUSPENSION WITHOUT PAY AS INDICATED. VACATION DAYS 24.00 - IT IS RECOMMENDED THAT THE RESPONDENT FORFEIT THE AMOUNT OF VACATION DAYS AS INDICATED. 09/02/22,

Civilian Complaint Review Board Disciplinary Information:

FOR CCRB DISCIPLINARY INFORMATION SEE THIS OFFICER'S SEPARATELY PROVIDED CCRB DOCUMENT WHICH DISCLOSES ANY CCRB INFORMATION THE PEOPLE HAVE ON SUBSTANTIATED, UNSUBSTANTIATED, PENDING, AND OTHER MISCONDUCT NOTED (OMN) ALLEGATIONS. NOTE, OMN ALLEGATIONS DENOTE POTENTIAL MISCONDUCT OF WHICH CCRB DID NOT HAVE JURISDICTION OVER.

Please note, additional information regarding lawsuits may be available from a variety of public data bases including <https://www1.nyc.gov/site/law/public-resources/nyc-administrative-code-7-114.page> , <https://pacer.uscourts.gov/> , <https://iapps.courts.state.ny.us/webcivil/FCASMain> , and <https://iapps.courts.state.ny.us/nyscef/Login> ; additional CCRB information may be available at <https://www1.nyc.gov/site/ccrb/policy/MOS-records.page> ; and, additional NYPD disciplinary information may be available at <https://nypdonline.org/link/2> .

The People reserve the right to move *in limine* to preclude or limit reference to this information in any further proceedings in this prosecution.

Melinda Katz
District Attorney
Queens County